



02-11-08

Zhu
H
CC

PTO/SB/21 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/667,570	
	Filing Date	09/22/2003	
	First Named Inventor	G. Boehm	
	Art Unit	1615	
	Examiner Name	Humera N. Sheikh	
Total Number of Pages in This Submission	45	Attorney Docket Number	224559

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Please see Remarks.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks U.S. Express Mail No. EQ877596745US Attached: Response to Office Action dated 08/09/2007 (11 pages); PTO-2038 (1 page); IDS (2 pages); PTO/SB/08A (2 pages); Two references (28 pages); return postcard	
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Patrick J. Halloran, Ph.D., J.D.	
Signature		
Printed name	Patrick J. Halloran	
Date	02/08/2008	Reg. No. 41,053

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Patrick J. Halloran
Date	02/08/2008

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(DOCKET NO. 224559)

In the application of:)
)
G. Boehm)
) Examiner: Humera N. Sheikh
Ser. No. 10/667,570)
) Group Art Unit: 1615
Filing Date: 09/22/2003)
)
Title: SUSTAINED-RELEASE)
OPIOID FORMULATIONS)
AND METHODS OF USE)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

02/11/2008 SDENB0B3 00000020 10667570

01 FC:1253

1050.00 OP

U.S. Express Mail No. EQ877596745US
Deposited February 8, 2008

RESPONSE TO OFFICE ACTION DATED AUGUST 9, 2007

This is a response to the Office Action dated August 9, 2007. Attached herewith are: 1) Transmittal Letter (1 page); 2) Information Disclosure Statement (2 pages); 3) PTO/SB/08B (2 pages); 4) Two cited references (28 total pages); 5) PTO-2038 (1 page); and, 4) return postcard. A three-month extension of time to reply is required and is hereby requested. The Commissioner is authorized to deduct the required three-month extension fee (\$1050) and the fee under 37 C.F.R. 1.17(p) (\$180) from the account shown on the attached form PTO-2038. Applicants do not believe any additional petitions or fees are due with this response. If this is in error, such petitions are hereby made and the undersigned authorizes the Commissioner to deduct any additionally required fees from the account shown on form PTO-2038.

Amendments to the claims begin on page 2 of this response.

Remarks begin on page 7 of this response.

Conclusions begin on page 11 of this response.